

IN THE CIRCUIT COURT IN THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

CASE NO.: 502017CA009022XXXXMB

PARADISE VILLAS (N.P.B.)
CONDOMINIUM ASSOCIATION, INC.

Plaintiff,

v.

NORTH PALM BEACH PROPERTIES, INC. and
BANKERS LIFE AND CASUALTY COMPANY,

Defendants.

FINAL DECLARATORY JUDGMENT

THIS CAUSE having come before the Court and the Court having reviewed the parties' pleadings and Defendant, NORTH PALM BEACH PROPERTIES, INC.'s Motion for Summary Judgment, the Mediated Stipulation and Settlement Agreement, the evidence presented in the record, and being otherwise fully advised in the premises:

IT IS HEREBY ORDERED AND ADJUDGED as follows:


- (1) This Court has jurisdiction to issue a declaratory judgment;
- (2) NORTH PALM BEACH PROPERTIES, INC. ("Defendant") owns the "Submerged Land" referenced in the Lis Pendens, Complaint, and Amended Complaint;
- (3) PARADISE VILLAS (N.P.B.) CONDOMINIUM ASSOCIATION, INC. ("Plaintiff") has no lawful claim for adverse possession to the Submerged Land referenced in the Lis Pendens, Complaint, and Amended Complaint;
- (4) Plaintiff has no lawful claim for prescriptive easement to the "Submerged Land" referenced in the Lis Pendens, Complaint, and Amended Complaint;

(5) The C-17 Canal is an artificially created waterway and Plaintiff has no lawful claim for riparian rights; and

(6) All remaining claims brought or which could have been brought before this Court are hereby dismissed with prejudice.

(7) The Court reserves jurisdiction to enforce the terms of the Settlement Agreement.

DONE AND ORDERED in chambers, West Palm Beach, Palm Beach County, Florida on this 11th day of May, 2018.


HONORABLE JAIMIE GOODMAN
CIRCUIT COURT JUDGE

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